

The former reference to the Department being "of this State" is deleted as unnecessary.

(J) DEPRESSANT OR STIMULANT DRUG.

"DEPRESSANT OR STIMULANT DRUG" MEANS A DRUG THAT CONTAINS ANY QUANTITY OF A SUBSTANCE THAT THE ATTORNEY GENERAL OF THE UNITED STATES BY REGULATION DESIGNATES AS HAVING A POTENTIAL FOR ABUSE BECAUSE OF:

(1) A DEPRESSANT OR STIMULANT EFFECT ON THE CENTRAL NERVOUS SYSTEM; OR

(2) A HALLUCINOGENIC EFFECT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 277(j)(4).

The former reference to the Attorney General "after investigation, ha[ving] found to have, and by regulation" designated as having a potential for abuse is deleted as included in the reference to "designat[ing]" the substance as a "depressant or stimulant drug".

(K) DISPENSE.

(1) "DISPENSE" MEANS TO DELIVER TO THE ULTIMATE USER OR THE HUMAN RESEARCH SUBJECT BY OR IN ACCORDANCE WITH THE LAWFUL ORDER OF AN AUTHORIZED PROVIDER

(2) "DISPENSE" INCLUDES TO PRESCRIBE, ADMINISTER, PACKAGE, LABEL, OR COMPOUND A SUBSTANCE FOR DELIVERY.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first sentence of former Art. 27, § 277(k).

In paragraph (1) of this subsection, the former reference to "a controlled dangerous substance" is deleted as misleading because the term "dispense" in this title is not used solely in connection with controlled dangerous substances.

The second sentence of former Art. 27, § 277(k), which defined "dispenser" as "a practitioner who dispenses", is deleted as unnecessary.

(L) DISTRIBUTE.

"DISTRIBUTE" MEANS, WITH RESPECT TO A CONTROLLED DANGEROUS SUBSTANCE, TO DELIVER OTHER THAN BY DISPENSING.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first sentence of former Art. 27, § 277(l).

The phrase "with respect to a controlled dangerous substance" is added because the term "distribute" is used in this title not only in connection with controlled dangerous substances but with other items as well.